

**SUPREME COURT MINUTES  
THURSDAY, MARCH 12, 1998  
SAN FRANCISCO, CALIFORNIA**

S055679      Sheila LaTourette, Petitioner  
                 v.  
Workers' Compensation Appeals Board and  
Long Beach Community College District, Respondents  
                 . . . .[t]he judgment of the Court of Appeal is affirmed.

Mosk, J.

We Concur:  
George, C.J.  
Baxter, J.  
Kennard, J.  
Werdegar, J.  
Chin, J.  
Brown, J.

1st Dist.      In re James Key  
A079391      on  
Div. 5      Habeas Corpus  
S066952      Petition for review DENIED.  
                 Kennard, J., is of the opinion the petition should be granted.

4th Dist.      Infinite Possibilities International et al., Petitioners  
D030459      v.  
Div. 1      San Diego County Superior Court, Respondent  
S068605      Jyl Auxter, Real Party in Interest  
                 Application for stay and petition for review DENIED.

S008005      People, Respondent  
                 v.  
Charles D. Riel, Appellant  
                 On application of appellant and good cause appearing, it is  
ordered that the time to serve and file appellant's opening brief is  
extended to and including March 30, 1998.

S018814 People, Respondent

v.

Ramon Bojorquez Salcido, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including April 23, 1998.

S019798 People, Respondent

v.

Christopher Clark Box, Appellant

The request for appellant for relief from default to file appellant's opening brief is granted.

S059885 In re Lee Max Barnett

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including April 13, 1998.

S063167 Sierra Creason et al., Appellants

v.

State of California, Respondent

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's reply brief on the merits is extended to and including April 26, 1998.

No further extensions of time will be granted.

S063433 In re Joseph T. Musselwhite

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including May 11, 1998.

S063733      In re Steven Livaditis  
                         on  
                         Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including March 25, 1998.

S064807      In re Lee W. Davis  
                         on  
                         Habeas Corpus

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the informal response is extended to and including April 10, 1998.

S065022      In re Paul Palalaua Tuilaepa  
                         on  
                         Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including April 10, 1998.

S065898      People, Respondent  
                         v.  
                         Michael Stacy Fortson, Appellant

Upon request of appellant for appointment of counsel, John Doyle, is hereby appointed to represent appellant on his appeal now pending in this court.

S066143      People, Respondent  
                         v.  
                         Kevin Alpine Callihan, Appellant

Upon request of appellant for appointment of counsel, William J. Capriola is hereby appointed to represent appellant on his appeal now pending in this court.

1st Dist.  
A081933 Charles Cheatham  
v.

WCAB, Circle K Corporation & Gentry

The above-entitled matter, now pending in the Court of Appeal, First Appellate District, is transferred to the Court of Appeal, Second Appellate District.

2nd Dist.  
B110711 James W. Quan  
v.

Farmers Group, Inc.

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Seven to Division Two.

2nd Dist.  
B114127 Carrie Leigh  
v.

Playboy Enterprises, Inc.

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Two to Division Seven.

2nd Dist.  
B114190 NPI Medical Group  
v.

State Compensation Insurance Fund

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division One to Division Five.

2nd Dist.  
B117188 Newington Mountain Homeowners Association  
v.

First Oakbrook Corporation

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Five to Division One.

S066847 In re **Shaun O. Allicock** on Discipline

It is ordered that **Shaun O. Allicock** be suspended from the practice of law for three years and until he makes restitution to Dyniece Abril in the amount of \$1,800 plus 10% per annum interest from January 10, 1995, to Fred Gomez in the amount of \$900 plus 10% per annum interest from July 15, 1994 and to Andre Jones in

the amount of \$7,125 plus 10% per annum interest from January 10, 1994, or to the State Bar Client Security Fund if appropriate, and furnishes satisfactory proof thereof to the State Bar Probation Unit, and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of said suspension be stayed, and that he be placed on probation for three years on conditions including his actual suspension for 18 years and until he makes restitution as ordered above and makes the showing required by standard 1.4(c)(ii). He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding the stipulation filed September 3, 1997, as amended by its order filed October 6, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination, and provide the State Bar Probation Unit with satisfactory proof of his passage of said examination, within the period of his actual suspension. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs payable in accordance with Business and Professions Code § 6140.7 are awarded to the State Bar pursuant to Business and Professions Code § 6086.10.

\*(See Business & Professions Code, § 6126, subd. (c).)

S066849 In re **Robert Thomas Matthews** on Discipline

It is ordered that **Robert Thomas Matthews** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for six months. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order Approving Stipulation filed October 28, 1997, as modified by its order filed November 21, 1997. Credit toward the period of actual suspension shall be given for the period of interim suspension which commenced on January 30, 1997. (*In re Young* (1989) 49 Cal.3d 257, 270.) Costs are awarded to the State Bar pursuant to Business

and Professions Code § 6086.10 and are payable in accordance with Business and Professions Code § 6140.7 (as amended effective January 1, 1997).

S066855      In re **Paul Yanez** on Discipline

It is ordered that **Paul Yanez** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including actual suspension for 60 days, recommended by the Hearing Department of the State Bar Court in its decision filed September 11, 1997. It is also ordered that he take and pass the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners, and provide the State Bar Probation Unit with satisfactory proof of his passage of that examination, within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code § 6086.10 and are payable in accordance with Business and Professions Code § 6140.7 (as amended effective January 1, 1997).

S066904      In re **Alex J. Han-Ung Kim** on Discipline

It is ordered that **Alex J. Han-Ung Kim** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including six months actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 29, 1997. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar pursuant to Bus. & Prof. Code § 6086.10 and payable in accordance with Bus. & Prof. § 6140.7 as amended effective January 1, 1997.

\*(See Business & Professions Code, § 6126, subd. (c).)

S066910 In re **Jeremiah J. Leahy** on Discipline

It is ordered that **Jeremiah J. Leahy** be suspended from the practice of law for one year as recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed October 6, 1997. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar pursuant to Bus. & Prof. Code § 6140.7 (as amended effective January 1, 1997).

\*(See Business & Professions Code, § 6126, subd. (c).)

S066914 In re **Hunsdon Cary Stewart** on Discipline

It is hereby ordered that **Hunsdon Cary Stewart** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.

\*(See Business & Professions Code, § 6126, subd. (c).)

S066915 In re **David Moran Harney** on Discipline

It is ordered that **David Moran Harney** be suspended from the practice of law for three years, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 30, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.) Costs are awarded to the State Bar pursuant to Bus. & Prof. Code § 6086.10 and are payable in accordance with Bus. & Prof. § 6140.7 (as amended effective January 1, 1997).

S068411 In the Matter of the Resignation of **Sheila Gardner Gerbosi**  
A Member of the State Bar of California

The voluntary resignation of **Sheila Gardner Gerbosi** as a member of the State Bar of California is accepted.

- S068412      In the Matter of the Resignation of **Frederick G. Pink**  
A Member of the State Bar of California  
The voluntary resignation of **Frederick G. Pink** as a member of  
the State Bar of California is accepted.
- S068415      In the Matter of the Resignation of **Julian David Rhine**  
A Member of the State Bar of California  
The voluntary resignation of **Julian David Rhine** as a member of  
the State Bar of California is accepted.